

BILL NO. Z-70-05- 09

ZONING MAP ORDINANCE NO. Z-116-70

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. AA-4.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. That the area described as follows is hereby
designated a B-1-B District under the terms of Chapter 36,
Municipal Code of the City of Fort Wayne, Indiana, 1946, as
amended by General Ordinance No. 2836 and amendments thereto;
and the symbols on the City of Fort Wayne Zoning Map No. AA-4
referred to therein, established by Section 9, Article III of
said Chapter as amended, are hereby changed accordingly, to-wit:

Lots Numbered 4 and 5 of Orchard Place
Addition, according to the recorded plat
thereof.

SECTION 2. This Ordinance shall be in full force and
effect from and after its passage, approval by the Mayor, and
legal publication thereof.



APPROVED AS TO FORM
AND LEGALITY,

David R. Henton
Associate CITY ATTORNEY

Read the first time in full and on motion by Dunifon seconded by Steigerwald and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on _____ the _____ day of _____ 196____, at _____ o'clock P.M. E.S.T.

Date: 5-12-70

Harold J. Bonahoom
City Clerk

Read the third time in full and on motion by Dunifon seconded by Geake and duly adopted, placed on its passage.

Passed (E.O.T.) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	_____	ABSENT	_____	to-wit:
Adams	<input checked="" type="checkbox"/>							
Dunifon	<input checked="" type="checkbox"/>							
Fay	<input checked="" type="checkbox"/>							
Geake	<input checked="" type="checkbox"/>							
Nuckols	<input checked="" type="checkbox"/>							
Robinson	<input checked="" type="checkbox"/>							
Rousseau	<input checked="" type="checkbox"/>							
Steigerwald	<input checked="" type="checkbox"/>							
Tipton	<input checked="" type="checkbox"/>							

Date 8-11-70

Harold J. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Amendment) (Special) (Appropriation) Ordinance (Resolution) No 2-116-70 on the 11th day of August, 19670.

ATTEST: (SEAL)

Harold J. Bonahoom
City Clerk

Harold J. Bonahoom
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of August, 19670 at the hour of 8:30 o'clock P.M., E.S.T.

Harold J. Bonahoom
City Clerk

Approved and signed by me this 12th day of August, 1970, at the hour of 10:30 o'clock A.M., E.S.T.

Harold J. Geis
Mayor

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 12, 1970, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-70-05-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

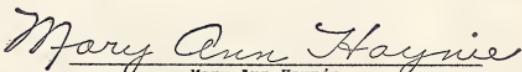
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 20, 1970;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 27, 1970.

Certified and signed this
11th day of August 1970.



Mary Ann Haynie
Secretary

Bill No. Z-70-05-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. AA-4,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance PASS.

JACK K. DUNIFON, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GEAKE

PHIL. A. STEIGERWALD

John P. Juniper
Chair, Committee

For K. L. Gaskins
Fall of the Roman Empire

~~CONCURRED IN~~

DATE 8-11-70 FUAD G. BONAHOOM, CITY CLERK

RECEIPT

Nº 10

GENERAL FUND

FT. WAYNE, IND.

April 21 1970

RECEIVED FROM

Peoples Trust Bank \$ 25.00

THE SUM OF

Twenty Five and 00/00 DOLLARS

ON ACCOUNT OF

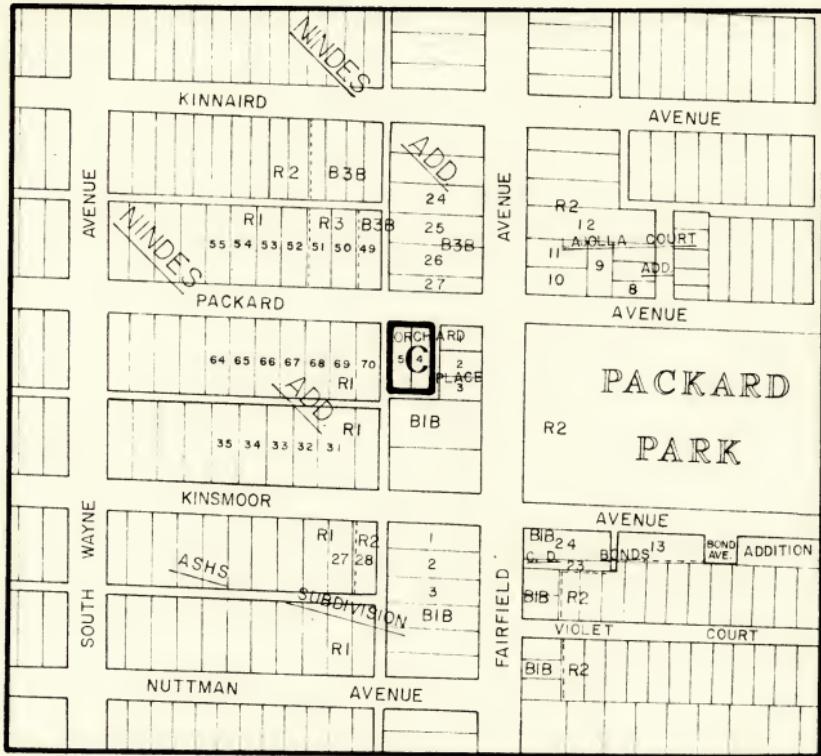
Re: Murray & Opal Johnson

Petition
to Rezone

Lot 44-5 Orchard Place Add

F. Ostrom

AUTHORIZED SIGNATURE



C CHANGE FROM RI TO BIB

2-70-05-09

N

PETITION TO REZONE

The undersigned, being the owners of more than fifty-one percent (51%) of the real estate hereinafter described, do hereby respectfully petition the Common Council of the City of Fort Wayne, Indiana, to enact an ordinance to reclassify from an R-1 district to a B-1-B district, the real estate described as follows, to-wit:

Lots Numbered 4 and 5 of Orchard Place Addition, according to the recorded plat thereof.

The herein described real estate is shown on page AA-4 of the Zoning Books of the City of Fort Wayne, Indiana.

Dated: April 20, 1970.

OWNERS OF LOT 4 ORCHARD
PLACE ADDITION

Murray M. Johnson
(Murray M. Johnson)

Opal L. Johnson
(Opal L. Johnson)

CONTRACT PURCHASERS OF LOT 4
ORCHARD PLACE ADDITION

Earl R. Howell
(Earl R. Howell)

Wanda C. Howell
(Wanda C. Howell)

OWNER OF LOT 5 ORCHARD
PLACE ADDITION

Indiana Bank and Trust
Company, Executor of the
Estate of Edna Thompson

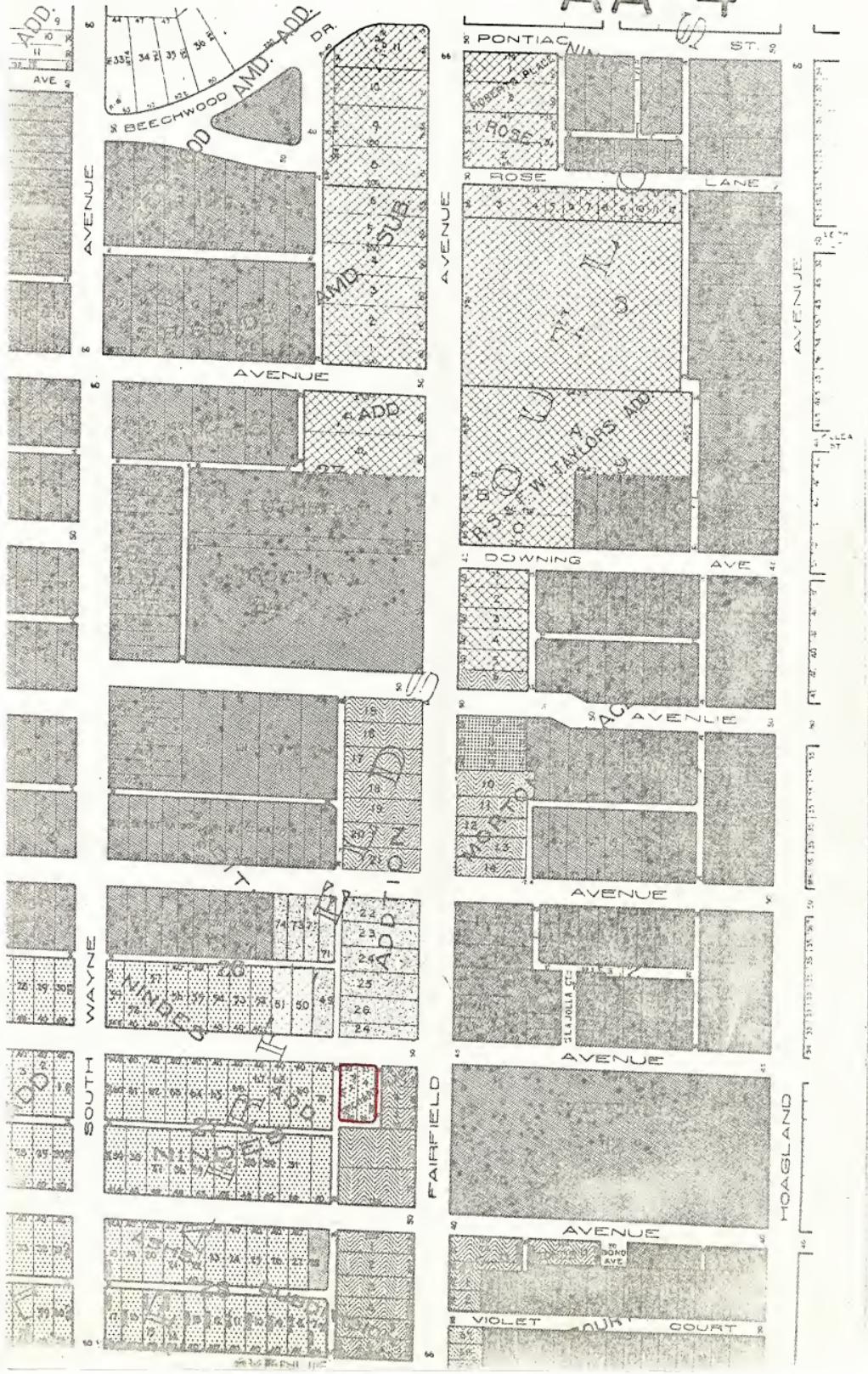
By Wm. Kellhause
Asst. Vice President & Trust Officer

LIVINGSTON, DILDINE,
HAYNIE & YODER

By Charles R. Cogdell
(Charles R. Cogdell)

Attorneys for Petitioners

AA 4



Common Council-City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head	number of lines	—
Body	number of lines	69
Tail	number of lines	1
Total number of lines in notice		70

COMPUTATION OF CHARGES

70 lines, columns wide equals..... equivalent lines at... 20¢/line \$ 20.16 cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 20.16

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type $5\frac{1}{2}$ point

Number of insertions 2 Size of quad upon which type is cast $5\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date August 21, 1970

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK of the to the office of the City of Fort Wayne, Indiana, and that she is the author of the publication known as the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

August 24, 1970

August 31, 1970

Arvilla De Wald

Subscribed and sworn to before me this 21st day of August 1970

Edith Stapleton
Notary Public

My commission expires APR 1, 1971

Floyd G. Bonahoom, City Clerk

Herby presents the following Officer, Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of August, 1970, at the hour of 8:30 a.m., E.D.T.

Floyd G. Bonahoom, City Clerk.

Approved and signed by me this 12th day of August, 1970, at the hour of 10:30 o'clock A.M., E.D.T.

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Common Council-City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 20.16

DATA FOR COMPUTING COST

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Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date, **August 31, 1970**

Title **Clerk**

PUBLISHER'S AFFIDAVIT

State of Indiana **ALLEN** County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned **A. M. Hostman** who, being duly sworn, says that **She is Clerk** of the **COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA**:

Section 2. The area described as follows is hereby designated a S-18 District under the terms of Chapter 36, Municipal Code of City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto, and by General Ordinance No. 3000, Fort Wayne Zoning Map No. AA-4 referred to therein, established by Section 9, Article 11, of the Zoning Ordinance, are hereby changed accordingly, to-wit:

Lot numbers 4 and 5 of Orchard

Place, described as follows according to the recorded plot thereof:

SECTION 2. This ordinance shall be

in force and effect from and after its passage, approved by the Mayor, and legal publication thereon, in the manner provided by the Common Council.

Read the third time in full and on motion by Dunston seconded by Gecke and duly adopted and passed this 11th day of August, 1970.

Passed by the following vote:

Ayes nine

Abst. Dunton, Fay, Gecke, Nuckles,

Robinson, Rousseau, Stelzerwald, Tipton;

Nays none

Date: **8-11-70**

Floyd G. Bonahoom, City Clerk.

Passed and adopted by the Common

Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-116-70 on the 11th day of August, 1970.

ATTACHED

Floyd G. Bonahoom, City Clerk.

Herb G. Johnson, Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of August, 1970, at the hour of 8:30

o'clock A.M. E.D.T.

Floyd G. Bonahoom, City Clerk.

Approved and signed by me this 12th

day of August, 1970, at the hour of 10:30

o'clock A.M. E.D.T.

Harold S. Zeis, Mayor.

I, Floyd G. Bonahoom, City Clerk of the City of Fort Wayne, Indiana, do hereby

certify that the above and foregoing is a full and true copy of the Zoning Map Ordinance No. Z-116-70 passed by the Common Council on the 11th day of August, 1970, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of August, 1970 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of August, 1970.

Floyd G. BONAHOOM, City Clerk.

8-24-31

Subscribed and sworn to before me this **31st** day of **August** 19 **70**

A. M. Hostman

Notary Public

My commission expires **March 8, 1974**